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Approved for use through 10/31/2002. OMB 0651-0032

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted With Initial Filing OR ☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number	4987 US
First Named Inventor	Mark R. Andersen
COMPLETE IF KNOWN	
Application Number	10/665,671
Filing Date	September 19, 2003
Art Unit	1645
Examiner Name	To be assigned

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Methods and Compositions for Detecting Targets*(Title of the Invention)*

the specification of which

☐ is attached hereto

OR

☒ Was filed on (MM/DD/YYYY) **09/19/2003** as United States Application Number or PCT InternationalApplication Number **10/665,671** and was amended on (MM/DD/YYYY) (if applicable).

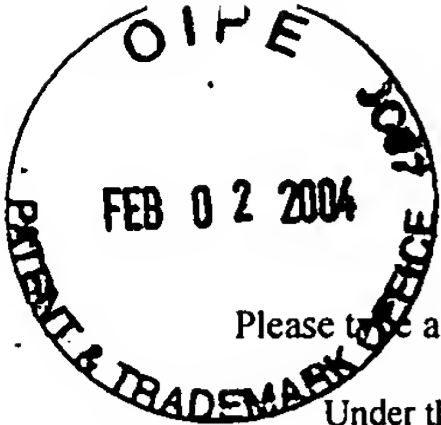
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:



PTO/SB/01 (10-00)

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DECLARATION - Utility or Design Patent Application

Direct all correspondence to:

☒ Practitioners at Customer Number
OR☐ Correspondence address below:

22896

22896

PATENT TRADEMARK OFFICE

☐ Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued hereon.

NAME OF SOLE OR FIRST INVENTOR:☐ A petition has been filed for this unsigned inventor.Given Name
(first and middle [if any]) Mark R.Family Name
Or Surname AndersenInventor's
Signature

Date

Residence: City

San Mateo

State

CA

Country

US

Citizenship

US

Mailing Address

725 Fiesta Drive

City

San Mateo

State

CA

Zip

94403

Country

US

NAME OF SECOND INVENTOR:☐ A petition has been filed for this unsigned inventor.Given Name
(first and middle [if any]) Michael W.Family Name
Or Surname HunkapillerInventor's
Signature

Date

Residence: City

San Carlos

State

CA

Country

US

Citizenship

US

Mailing Address

1333 Pebble Drive

City

San Carlos

State

CA

Zip

94070

Country

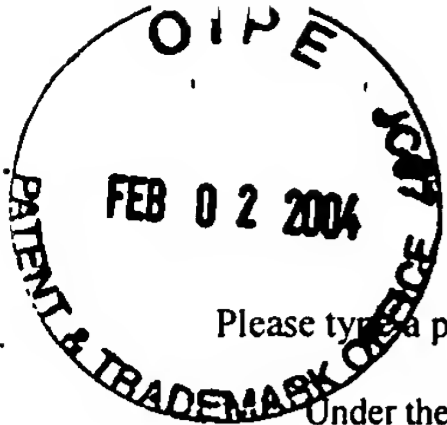
US

☒ Additional inventors are being named on the page 3 supplemental Additional Inventor(s) sheet(s) PTO/SB02A attached hereto.

[Page 2 of 3]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

62553_1.DOC



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PTO/SB/02A (10-01)

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DECLARATION

ADDITIONAL INVENTOR(S)

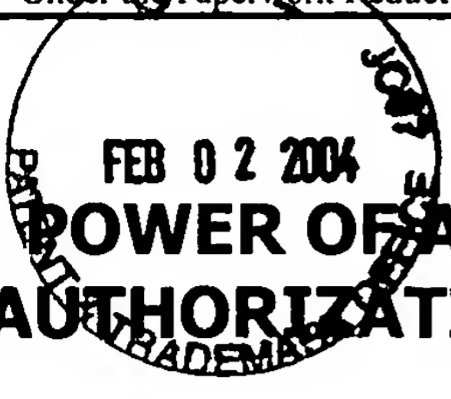
Supplemental Sheet

Page 3 of 3.

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Kenneth J.		Family Name Or Surname Livak	
Inventor's Signature <i>Kenneth J. Livak</i>		Date <i>13 Jan 04</i>	
Residence: City San Jose	State CA	Country US	Citizenship US
Mailing Address 1148 Polk Lane			
City San Jose	State CA	Zip 95117	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) Eugene G.		Family Name Or Surname Spier	
Inventor's Signature <i>Eugene G. Spier</i>		Date <i>1-22-04</i>	
Residence: City Palo Alto	State CA	Country US	Citizenship US
Mailing Address 850 Matadero Avenue			
City Palo Alto	State CA	Zip 94306	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.	
Given Name (first and middle [if any]) <i>H. Michael H. Wenz</i> <i>1/14/04</i>		Family Name Or Surname Wenz	
Inventor's Signature <i>Michael H. Wenz</i>		Date <i>1/14/04</i>	
Residence: City Redwood City	State CA	Country US	Citizenship Germany
Mailing Address 3656 Jefferson Avenue			
City Redwood City	State CA	Zip 94062	Country US

Please type a plus sign (+) inside this box → ☐Approved for use through 10/31/2002. OMB 0651-0035
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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	Application Number	10/665,671
	Filing Date	September 19, 2003
	First Named Inventor	Mark R. Andersen
	Group Art Unit	1645
	Examiner Name	To be assigned
	Attorney Docket Number	4987

I hereby appoint:



Practitioners at Customer Number

22896

OR

Practitioner(s) named below:

22896

PATENT TRADEMARK OFFICE

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:



The above-mentioned Customer Number.

ORFirm or
Individual Name

Address

City

State

Zip

Country

Telephone

Fax

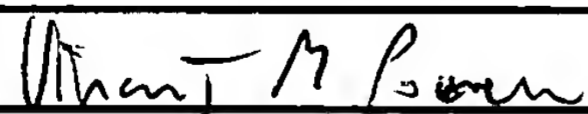
I am the:



Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Signature



Name

Vincent M. Powers, Patent Attorney, Reg. No. 36,246

Date

January 30, 2004

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.*



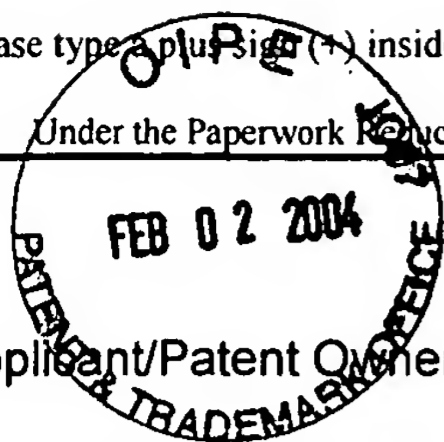
* Total of _____ forms are submitted.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Andersen et al.Application No./Patent No.: 10/665,671Filed: September 19, 2003Entitled: Methods and Compositions for Detecting TargetsApplera Corporation

(Name of Assignee)

, a corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was facsimile transmitted on January 30, 2004.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

January 30, 2004

Date

Vincent M. Powers

Typed or printed name

Vincent M. Powers

Signature

Senior Patent Attorney

Title

COPY

Case No. 4987

• DO NOT RECORD • ASSIGNMENT

For good and valuable consideration paid to us, receipt of which is hereby acknowledged, we each:
Mark R. Andersen residing at 725 Fiesta Drive, San Mateo, California 94403, citizen of US;
Michael W. Hunkapiller residing at 1333 Pebble Drive, San Carlos, California 94070, citizen of US;
Kenneth J. Livak residing at 1148 Polk Lane, San Jose, California 95117, citizen of US;
Eugene G. Spier residing at 850 Matadero Avenue, Palo Alto, California 94306, citizen of US; and
H. Michael Wenz, residing at 3656 Jefferson Avenue, Redwood City, California 94062, citizen of Germany

do hereby sell, assign, and set over unto

Applera Corporation

a Delaware corporation having a place of business at 850 Lincoln Centre Drive, Foster City, California (hereinafter "Assignee"), its successors, legal representatives and assigns, each of our entire right, title, and interest in and to any and all of our inventions and discoveries entitled:

METHODS AND COMPOSITIONS FOR DETECTING TARGETS

as described and/or claimed in our United States patent application, having an oath or declaration fully executed by us and, subsequently assigned Serial Number 10/665,671 and filing date of September 19, 2003 by the United States Patent and Trademark Office; in and to the right to file patent applications in the name of Assignee, its designee, in all of our names, or in any other name or names, on the aforesaid inventions and discoveries in any or all countries of the world, together with all rights of priority in the aforesaid countries deriving from the above-identified United States patent application under the International Convention for the Protection of Industrial Property, under the Inter-American Convention relating to Inventions, Patents, Designs and Industrial Models, and under any other international arrangement to which the United States now is or hereafter becomes a signatory; in and to any and all applications for Letters Patent, and any and all Letters Patent that issue on any of the aforesaid applications, and in and to any and all divisions, continuations, and continuations-in-part of any and all of said applications, and any and all reissues, renewals and extensions of any of said Letters Patent, such that the same right, title and interest to be held and enjoyed by Assignee, its successors, assigns or other legal representatives, to the full ends of the terms for which all Letters Patent therefor may be granted, shall be as full and complete as that that would have been held and enjoyed by us if this assignment and sale had not been made.

We further hereby covenant and agree, for the same consideration, whenever counsel of Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with said invention, or said application for Letters Patent, including interference proceedings, is lawful and desirable, or that any division, continuation, or continuation-in-part of any application for Letters Patent, or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable to sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said invention, without charge to said Assignee, its successors, legal representatives and assigns, but at the cost and expense of said Assignee, its successors, legal representatives and assigns.

We hereby authorize Assignee to insert in this instrument the serial number and filing date of said application when officially notified thereof.

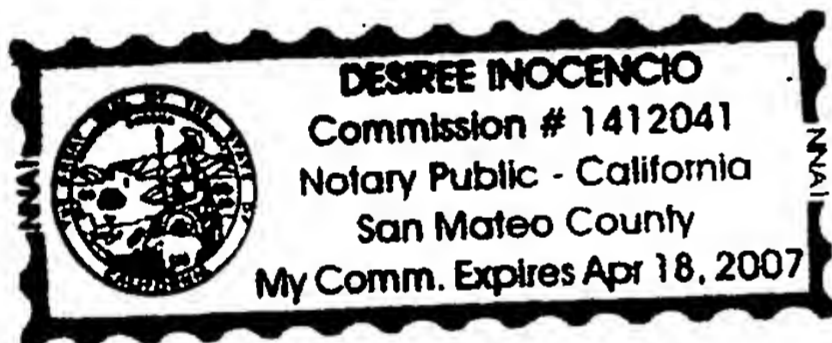
Name of inventor: **Mark R. Andersen**

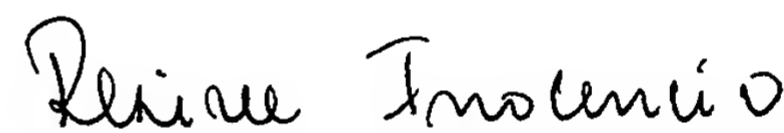
Inventor's signature  Date: 1/25/04

State of California)
) ss.
County of San Mateo)

On January 20, 2004 before me, Desiree Inocencio, Notary Public, personally appeared Mark R. Andersen, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.




Notary Public

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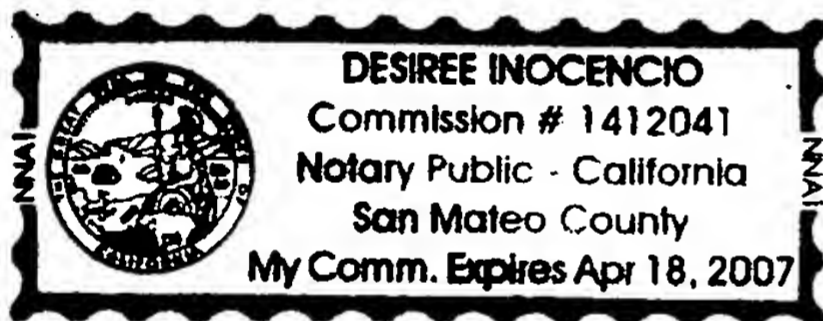
Name of inventor: **Michael W. Hunkapiller**

Inventor's signature Michael R. Hunkeler Date: 1/19/04

[illegible]

On January 19, 2004 before me, Desiree Inocencio, Notary Public, personally appeared Michael W. Hunkapiller, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Diego Innocencio
Notary Public

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Name of inventor: **Eugene G. Spier**

Inventor's signature

Eugene Spier

Date:

1-22-04

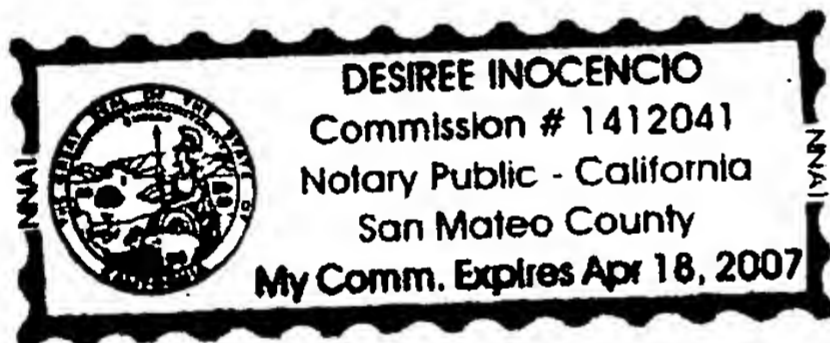
State of California)

) ss.

County of San Mateo)

On January 22, 2004 before me, Desiree Inocencio, Notary Public, personally appeared Eugene G. Spier, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Desiree Inocencio

Notary Public

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HMW 1/14/04

Case No. 4987

Name of inventor: H. Michael H. Wenz

Inventor's signature

[Signature]

Date:

1/14/04

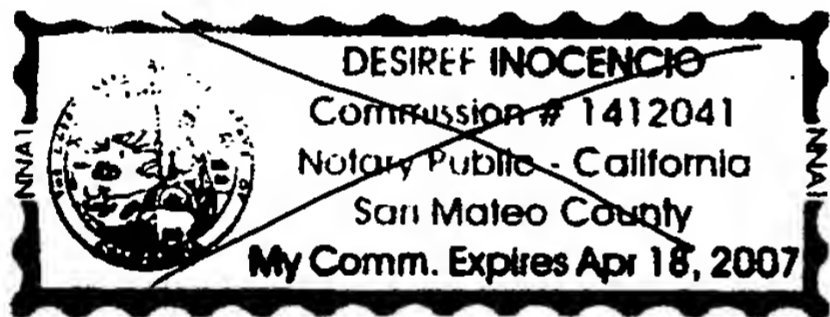
State of California)

) ss.

County of San Mateo)

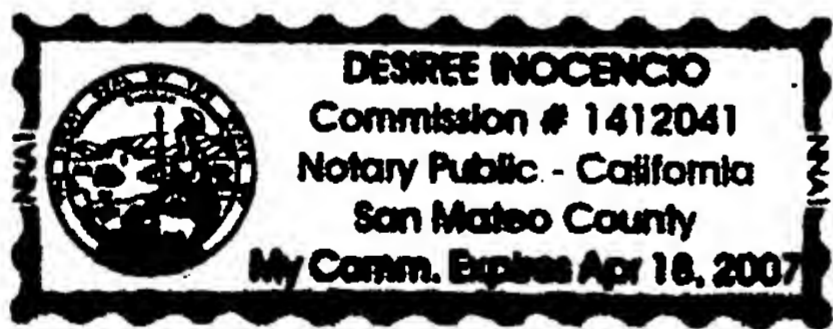
On January 14, 2004 before me, Desiree Inocencio, Notary Public, personally appeared H. Michael H. Wenz, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Desiree Inocencio

Notary Public



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**LIMITED AUTHORIZATION TO ACT ON BEHALF OF ASSIGNEE
REGARDING CERTAIN PATENT AND TRADEMARK MATTERS EFFECTIVE
THROUGH: December 31, 2005**

I, Paul D. Grossman, as Assistant Secretary of Applera Corporation ("Applera"), hereby authorize: Vincent M. Powers, Reg. No. 36, 246, Scott R. Bortner, Reg. No. 34,298, Jeffery D. Frazier, Reg. No. 34,601, and Andrew T. Karnakis, Reg. No. 27,909, all Senior Patent Attorneys, (1) to act on behalf of Applera, with regard to any matters before the United States Patent and Trademark Office, any foreign patent or trademark offices, and any international patent or trademark entities, (2) to execute power of attorney documents on behalf of Applera, to appoint and/ or establish any attorneys, agents, and/ or law firms to act on behalf of Applera, in any foreign or international patent or trademark applications filed with any foreign and/ or international patent or trademark offices, and (3) to execute assignment and ownership documents on behalf of Applera, with regard to any matters before the United States Patent and Trademark Office, any foreign patent or trademark offices, and any international patent or trademark offices.

Paul D. Grossman
Assistant Secretary, Applera Corporation

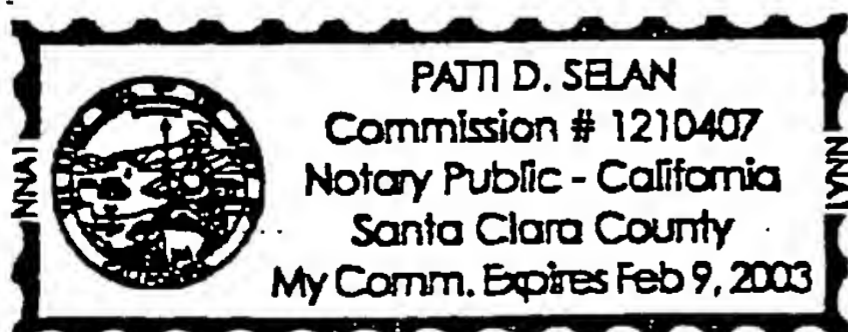
1-9-03

Date

State of California)
) ss.
County of San Mateo)

On Jan. 9, 2003 before me, Patti D. Selan, Notary Public, personally appeared Paul D. Grossman, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

WITNESS my hand and official seal.



Notary Public